

**CERTIFICATE OF SERVICE**

The undersigned counsel certifies that, on September 13, 2005, he electronically filed the foregoing document with the Clerk of the Court using CM/ECF, which will send automatic notification of the filing to the following:

Josy W. Ingersoll, Esquire  
John W. Shaw, Esquire  
Young Conaway Stargatt & Taylor, LLP  
1000 West Street, 17<sup>th</sup> Floor  
Wilmington, DE 19801

The undersigned counsel further certifies that copies of the foregoing document were sent by email and hand to the above local counsel and by email and U.S. mail to the following non-registered participants:

Charles A. Weiss, Esquire  
Michael A. Siem, Esquire  
Kenyon & Kenyon  
One Broadway  
New York, NY 10004

/s/ Thomas H. Kovach (tk3964)